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Attorneys for Defendants
CITY OF UNION CITY, CHIEF OF POLICE BRIAN
FOLEY, OFFICER CHRISTOPHER FIGUEIRDO

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

GARY CASTRO,

Plaintiff,

v.

CITY OF UNION CITY, CITY OF
UNION CITY POLICE DEPT., CHIEF
OF POLICE BRIAN FOLEY, OFFICER
CHRISTOPHER FIGUEIREDO,
OFFICERS DOES 1-50, UNLAWFUL
TRESPASSER SAU NGUYEN,

Defendants.

Case No.: 14-cv-00272 MEJ

**STIPULATION TO DISMISS SUPERVISORY
LIABILITY (THIRD CAUSE OF ACTION) and
DEFENDANT CHIEF BRIAN FOLEY;
~~PROPOSED~~ ORDER**

**TO THE CLERK OF THE COURT, ALL PARTIES, AND THEIR ATTORNEYS
OF RECORD:**

Plaintiff GARY CASTRO and Defendants CITY OF UNION CITY, CHIEF OF POLICE
BRIAN FOLEY, and OFFICER CHRISTOPHER FIGUEIRDO (“Defendants”) have met-and-
conferred. Pursuant to Federal Rule of Civil Procedure 41(a)(1)(A)(ii), IT IS HEREBY
STIPULATED among the parties, through their respective counsel, that the following claim(s)
and defendant(s) are dismissed without prejudice.

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1. That portion of Plaintiff's Third Cause of Action relating to Supervisor Liability is hereby dismissed.
2. Defendant Chief of Police Brian Foley is hereby dismissed, as the only cause of action against him is Supervisor Liability.
3. The remaining portion of Plaintiff's Third Cause of Action (*Monell* liability) is not dismissed.

Respectfully submitted,

Dated: February 19, 2016

ALLEN, GLAESSNER,
HAZELWOOD & WERTH, LLP

By: /s/ Kevin P. Allen

DALE L. ALLEN, JR.

KEVIN P. ALLEN

Attorneys for Defendants

CITY OF UNION CITY, CHIEF OF POLICE

BRIAN FOLEY, OFFICER CHRISTOPHER
FIGUEIRDO

Dated: February 19, 2016

LAW OFFICES OF STEVEN TAXMAN

By: /s/ Steven Taxman

STEVEN TAXMAN

Attorneys for Plaintiff

GARY JOSEPH CASTRO

~~PROPOSED~~ ORDER

IT IS SO ORDERED.

Dated: February 22, 2016


HON. MARIA-ELENA JAMES
U.S. MAGISTRATE JUDGE